

REMARKS:

Claims 1, 2, 5, 6, 9, 10, 13, 14, 39, 40, 43, 44, and 47 have been rejected under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention. In view of the amendments, this rejection is now moot.

Claims 2 and 44 have been rejected under 35 U.S.C. § 102(b) as being anticipated by Mizuno, et al. (WO 95/18117). Applicants respectfully traverse the rejection.

The claimed compounds differ from Mizuno, et al. in the placement of the $-(CR^3R^4)_n-NR^7R^8$ substituent. Mizuno, et al. place the substituent on the N in the heteroaromatic ring whereas the claimed compounds place the substituent on one of the two available carbons. The claimed compounds place an R^1 substituent on the N in the ring. R^1 is not ever $-(CR^3R^4)_n-NR^7R^8$ in the claimed compounds. Even if R^1 could be $-(CR^3R^4)_n-NR^7R^8$ in the claimed compounds, Mizuno, et al. would not anticipate the compounds because the claimed compounds still would have another such substituent whereas Mizuno, et al. has only H. Reconsideration is respectfully requested.

Whereas, Applicants' claims are in condition for allowance and notice thereof is requested.

Respectfully submitted,

Date

April 7, 2003

By:

Sally S. Yeager

Sally S. Yeager
Registration No. 32,757
Phone No. (817) 551-4031

Address for Correspondence:

Sally S. Yeager
R&D Counsel
Alcon Research, Ltd.
6201 South Freeway
Mail Code Q0148
Fort Worth, TX 76134
(817) 551-4031
Attorney Docket No: 1700F US